



01/05/2005  
15:07 617-832-7000

## Fax

Date: January 5, 2005

To: Centralized Fax #: 703-872-9306 Confirm#:  
Facsimile/Attention:  
Petitions

Client Matter#: 18903-2301

From: Stephen B. Deutsch Sender's Number: 617-832-1118 User #: 6674

Total Pages Sent (Including Cover Sheet): 12 Office: Boston

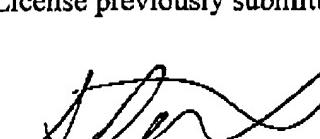
### Message

Re: U.S. Patent Application No. 10/633,177  
Filed: August 1, 2003  
Attorney Docket No. STE-023.01

Dear Sir or Madam:

Enclosed are the following:

- 1) Status Inquiry (1 page); and
- 2) Petition for Retroactive Foreign Filing License previously submitted to the PTO on December 17, 2003 (10 pages).



Stephen B. Deutsch  
Registration No. 46,663

### IMPORTANT - PLEASE READ

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

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Seaport World Trade Center West / 155 Seaport Blvd. / Boston, MA 02210-2600 / TEL: 617.832.1000 / FAX: 617.832.7000

PAGE 1/12 \* RCVD AT 1/5/2005 3:06:03 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/2 \* DNIS:8729306 \* CSID:617 832 7000 \* DURATION (mm:ss):03:42

BOSTON WASHINGTON, D.C.

[www.foleyhoag.com](http://www.foleyhoag.com)

PATENTS  
Attorney Docket No. STE-023.01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Kevin Gordon )  
Application No: 10/633,177 )  
Filed: August 1, 2003 )  
For: SYSTEMS AND METHODS FOR G )  
OF PARTS )

Art Unit: 1734  
Confirmation No.: 4889  
Examiner: George R. Koch

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**STATUS INQUIRY**

Please inform the undersigned attorney of record of the status of the Petition for Retroactive Foreign Filing License which was filed with the United States Patent Office on December 17, 2003. A copy of the Petition and related paperwork is provided herewith.

Respectfully submitted,

  
\_\_\_\_\_  
Stephen B. Deutsch, Reg. No. 46,663  
Attorney for Applicant  
Tel. No. (617) 832-1118  
Fax. No. (617) 832-7000

Date: January 5, 2005  
*Customer No: 25181*  
Patent Group  
Foley Hoag, LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600

USPTO  
TO: Auto-reply fax to 617 832 7000 COMPANY:

12/17/2003 3:09 PM PAGE 1/001 Fax Server

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 617 832 7000

Fax Information

Date Received:

Total Pages:

12/17/2003 2:45:02 PM [Eastern Standard Time]

8 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

12/17/2003 15:04 617-832-7000	FOLEY HOAG LLP	PAGE 01/00
 <b>FOLEY HOAG LLP</b> ATTORNEYS AT LAW		
<b>Fax</b>		
<b>Date:</b> December 17, 2003 <b>To:</b> U.S. Patent & Trademark <b>Office:</b> Office of Petitions <b>Fax #:</b> (703) 372-9306 <b>Confirm:</b> _____ <b>Client Name:</b> STE-023.01 (10003-2301) <b>From:</b> Jeffrey M. Stern <b>Sender's Number:</b> 3022 <b>User #:</b> _____ <b>Total Pages Sent (including Cover Sheet):</b> 8 <b>Office:</b> Boston <b>Message:</b>		
<b>OFFICIAL COMMUNICATION</b> <b>OFFICE OF PETITIONS</b>		
<b>Re:</b> U.S. Patent Application No. 10/635,177 <b>Filed:</b> August 1, 2003 <b>Attorney/Docket No.:</b> STE-023.01 (10003-2301)		
<b>Dear Sir or Madam:</b> <b>Enclosed are the following:</b>		
1. Transmittal Form with Certificate of Facsimile Transmission (1 page); 2. Fee Transmittal Form ( <i>in duplicate</i> ) (2 pages total); 3. Petition for Representative Foreign Filing License (3 pages); 4. Affidavit of Dipl.-Phys. Dr. H.-H. Stoeckley (1 page); and 5. This fax cover sheet (1 page).		
<small><b>IMPORTANT - PLEASE READ</b>            THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE ESTIMATED RECIPIENT'S NAME ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS UNLAWFUL AND CONFIDENTIAL. IF THE RECIPIENT OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN ATTORNEY-CLIENT, IT IS COUNTERFEIT TO THE ATTACHED ATTORNEY. YOU ARE NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT BY FAX AND THAT ANY REVIEW, DISSEMINTATION, DUPLICATION OR COPY OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION BY ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY FAX. THANK YOU.         </small>		
<small>If there are any problems with this transmission please telephone the sender.</small>		
<small>Support Work Order No.: 105 Report Date: 12/17/2003 / Tel: 617.832.1000 / Fax: 617.832.9306            Case Name: <b>RESTATEMENT OF</b> <b>REGISTRATION NO.</b> <b>10003-2301</b>            PAGE 01*RCVD AT 12/17/2003 2:45:02 PM [Eastern Standard Time] *SVR:USPTO-EXRF-1/2 *DNIS:8729306 *CSID:617 832 7000 *DURATION:00:00:42:38</small>		

## JOB STATUS REPORT

TIME : 12/17/2003 15:44  
 NAME : FOLEY HOAG LLP  
 FAX# : 617-832-7000  
 TEL# :

DATE	TIME
FAX NO./NAME	12/17 15:44
DURATION	917038729306
PAGE(S)	00:02:14
RESULT	08
MODE	OK
	STANDARD
	ECM



## Fax

Date: December 17, 2003

U.S. Patent &amp; Trademark

To: Office: Office of Petitions Fax #: (703) 872-9306 Confirm#:

Client Matter#: STE-023.01 (18903-2301)

From: Jeffrey M. Sears Sender's Number: 3022 User #:

Total Pages Sent (Including Cover Sheet): 8 Office: Boston

## Message

**OFFICIAL COMMUNICATION**  
**OFFICE OF PETITIONS**

Re: U.S. Patent Application No. 10/633,177

Filed: August 1, 2003

Attorney Docket No.: STE-023.01 (18903-2301)

Dear Sir or Madam:

Enclosed are the following:

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PAGE 4/12 \* RCVD AT 1/5/2005 3:06:03 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/2 \* DNIS:8729306 \* CSID:617 832 7000 \* DURATION (mm:ss):03:42



**FOLEY  
HOAG LLP**  
ATTORNEYS AT LAW



## Fax

Date: December 17, 2003

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U.S. Patent & Trademark  
To: Office: Office of Petitions Fax #: (703) 872-9306 Confirm#:  
Client Matter#: STE-023.01 (18903-2301)  
From: Jeffrey M. Sears Sender's Number: 3022 User #:  
Total Pages Sent (Including Cover Sheet): 8 Office: Boston  
Message

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## OFFICIAL COMMUNICATION OFFICE OF PETITIONS

Re: U.S. Patent Application No. 10/633,177  
Filed: August 1, 2003  
Attorney Docket No.: STE-023.01 (18903-2301)

Dear Sir or Madam:

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1. Transmittal Form with Certificate of Facsimile Transmission (1 page);
2. Fee Transmittal Form (*in duplicate*) (2 pages total);
3. Petition for Retroactive Foreign Filing License (3 pages);
4. Affidavit of Dipl.-Phys. Dr. H.-H. Stroffregen (1 page); and
5. This fax cover sheet (1 page).

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Seaport World Trade Center West / 155 Seaport Blvd. / Boston, MA 02210-2600 / TEL: 617.832.1000 / FAX: 617.832.7000  
Foley Hoag LLP BOSTON WASHINGTON, DC [www.foleyhoag.com](http://www.foleyhoag.com)

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Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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FORM**

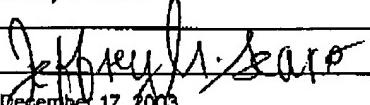
(to be used for all correspondence after initial filing)

		Application Number	10/633,177
		Filing Date	August 1, 2003
		First Named Inventor	Kevin Gordon Jr.
		Group Art Unit	1734
		Examiner Name	Not Yet Assigned.
Total Number of Pages In This Submission	8	Attorney Docket Number	STE-023.01 (18903-2301)

## ENCLOSURES (check all that apply)

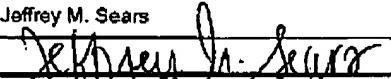
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Appointment of Power of Attorney and Revocation of Prior Powers	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Petition for Retroactive Foreign Filing License; Affidavit of Dipl.-Phys. Dr. H.-H. Stoffregen; Fax Cover Sheet.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		<b>Customer Number 25,181</b>

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jeffrey M. Sears
Signature	
Date	December 17, 2003

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Jeffrey M. Sears
Signature	
Date	December 17, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-03)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
for use through 07/31/2008. OMB 0651-0032

# FEE TRANSMITTAL for FY 2004

*Effective 10/01/2003. Patent fees are subject to annual revision.*

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ ) 130

**METHOD OF PAYMENT (check all that apply)**

Check  Credit card  Money Order  Other  None

Deposit Account

Deposit Account Number 05-1448; Ref. STE-023.01 (18093-2301)

Deposit Account Name Foley Hoag LLP

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments
- Charge any additional fee(s) during the pendency of this application
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION**
**1. BASIC FILING FEE**

Large Entity	Small Entity	<u>Fee Description</u>		Fee Paid
Fee Code (\$)	Fee Code (\$)			
1001 770	2001 385	Utility filing fee		
1002 340	2002 170	Design filing fee		
1003 530	2003 265	Plant filing fee		
1004 770	2004 385	Reissue filing fee		
1005 180	2005 80	Provisional filing fee		

SUBTOTAL (1) (\$ ) 0

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	-20 **	=	Extra Claims	Fee from below	Fee Paid
Independent Claims	-3 **	=	0	X	0
Multiple Dependent		X			0

Large Entity	Small Entity	<u>Fee Description</u>		Fee Paid
Fee Code (\$)	Fee Code (\$)			
1202 18	2202 9	Claims in excess of 20		
1201 88	2201 43	Independent claims in excess of 3		
1203 200	2203 145	Multiple dependent claim, if not paid		
1204 88	2204 43	** Reissue Independent claims over original patent		
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent		

SUBTOTAL (2) (\$ ) 0

\*or number previously paid, if greater. For Reissues, see above

**Complete If Known**

Application Number	10/633,177
Filing Date	August 1, 2003
First Named Inventor	Kevin Gordon, Jr.
Examiner Name	Not Yet Assigned
Art Unit	1734
Attorney Docket No.	STE-023.01 (18093-2301)

**FEE CALCULATION (continued)**
**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for reexamination			
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 420	2252 210	Extension for reply within second month			
1253 950	2253 475	Extension for reply within third month			
1254 1,480	2254 740	Extension for reply within fourth month			
1265 2,010	2255 1,005	Extension for reply within fifth month			
1401 330	2401 165	Notice of Appeal			
1402 330	2402 165	Filing a brief in support of an appeal			
1403 290	2403 145	Request for oral hearing			
1451 1,810	1451 1,510	Petition to institute a public use proceeding			
1482 110	2452 55	Petition to revive - unavoidable			
1453 1,330	2453 665	Petition to revive - unintentional			
1501 1,330	2501 665	Utility issue fee (or raiseuse)			
1502 480	2502 240	Design issue fee			
1503 640	2503 320	Plant issue fee			
1480 130	1480 130	Petitions to the Commissioner		130.00	
1807 50	1807 50	Processing fee under 37 CFR 1.17 (q)			
1806 180	1806 160	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 770	2809 385	Filing a submission after final rejection (37 CFR § 1.129(a))			
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.129(b))			
1801 770	2801 385	Request for Continued Examination (RCE)			
1802 800	1802 800	Request for expedited examination of a design application			

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$ ) 130**

**SUBMITTED BY**

Name (Print/Type)	Jeffrey M. Sears	Registration No. (Attorney/Agent)	48,440	Telephone	(617) 832-1000
Signature	<i>Jeffrey M. Sears</i>		Date	December 17, 2003	

Complete (if applicable)

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-03)

Valid for use through 07/31/2006, OMB 0551-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

## FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130)

Complete if Known	
Application Number	10/633,177
Filing Date	August 1, 2003
First Named Inventor	Kevin Gordon, Jr.
Examiner Name	Not Yet Assigned
Art Unit	1734
Attorney Docket No.	STE-023.01 (18903-2301)

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

 Deposit Account:

Deposit Account Number	08-1448; Ref. STE-023.01 (18903-2301)
Deposit Account Name	Foley Hoag LLP

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	180	2005	60	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20 **	=	0	X	Fee from below	Fee Paid
Independent Claims	-3 **	=	0	X		
Multiple Dependent		X				

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		1051	130	2051	65	Surcharge - late filing fee or oath	
		1052	60	2052	25	Surcharge - late provisional filing fee or cover sheet	
		1053	130	1053	130	Non-English specification	
		1812	2,520	1812	2,520	Fulfilling a request for reexamination	
		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
		1251	110	2251	55	Extension for reply within first month	
		1252	420	2252	210	Extension for reply within second month	
		1253	950	2253	475	Extension for reply within third month	
		1254	1,480	2254	740	Extension for reply within fourth month	
		1255	2,010	2255	1,005	Extension for reply within fifth month	
		1401	330	2401	185	Notice of Appeal	
		1402	330	2402	185	Filing a brief in support of an appeal	
		1403	290	2403	145	Request for oral hearing	
		1451	1,510	1451	1,510	Petition to institute a public use proceeding	
		1452	110	2452	55	Petition to revive - unavoidable	
		1453	1,330	2453	885	Petition to revive - unintentional	
		1501	1,330	2501	665	Utility issue fee (or reissue)	
		1502	480	2502	240	Design issue fee	
		1503	640	2503	320	Plant issue fee	
		1480	120	1460	130	Petitions to the Commissioner	130.00
		1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
		1806	180	1806	180	Submission of Information Disclosure Stmt	
		8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
		1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
		1801	770	2801	385	Request for Continued Examination (RCE)	
		1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 130)

## SUBMITTED BY

Name (Print/Type)	Jeffrey M. Sears	Registration No. (Attorney/Agent)	48,440	Telephone	(617) 832-1000	Complete if applicable
Signature				Date	December 17, 2003	

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If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-767-3199) and select option 2.